

REMARKS

Formal Matters

Claims 13, 15-16, 18-21 and 23-27 are pending after entry of the amendments set forth herein.

Claims 19 and 20 are currently withdrawn from consideration by the Examiner.

Claims 13, 15-16, 18, 21 and 23-26 were examined. Claims 13, 15-16, 21 and 23-26 were rejected. Claim 18 was objected to.

Applicants respectfully request reconsideration of the application in view of the amendments and remarks made herein.

No new matter has been added.

The Office Action

Claims Rejected Under 35 U.S.C. Section 102(b) (Treu)

In the Official Action of June 13, 2008, claims 13, 21 and 23-26 were rejected under 35 U.S.C. Section 102(b) as being anticipated by Treu, U.S. Patent No. 5,630,935. The Examiner asserted, *inter alia*, that Treu discloses an apparatus for regulation pressure that is adapted to allow selection of the threshold pressure, during use, from a plurality of different thresholds (130; 144; col. 9, lines 56-67). Applicants note that the pressure relief valve of Treu has an adjustment member 130 which screws clockwise or counterclockwise relative to housing 133, thereby adjusting the force that the pressure relief spring 144 applies to the plastic plunger 142 and elastomeric diaphragm 140. Accordingly, the force that the pressure relief spring 144 applies is continuously adjustable. Claims 13 and 21 have been amended above to recite that the selection of the threshold, during use, is from a plurality of different pre-set thresholds. It is respectfully submitted that Treu does not disclose even one pre-set threshold, much less a plurality of different pre-set thresholds.

In view of the above amendments and remarks, the Examiner is respectfully requested to reconsider and withdraw the rejection of claims 13, 21 and 23-26 under 35 U.S.C. Section 102(b) as being anticipated by Treu, U.S. Patent No. 5,630,935, as being inappropriate.

Claims Rejected Under 35 U.S.C. Section 103(a) (Jackson in view Treu)

Claims 13, 15-16, 21 and 23-26 were rejected under 35 U.S.C. Section 103(a) as being unpatentable over Jackson, U.S. Patent No. 4,623,335 in view of Treu, U.S. Patent No. 5,630,935. The Examiner admitted that Jackson does not disclose a pressure operated valve adapted to allow selection of the threshold, during use, for a plurality of different thresholds, but asserted that it would have been obvious to modify the spring system of Jackson with the spring system taught by Treu to adapt it to allow selection of the threshold.

Even if the combination suggested by the Examiner would have been obvious to make, which Applicants do not necessarily agree that the combination would have been obvious, the result would still not meet all of the recitations of the present claims, as amended above. As noted above, claims 13 and 21 have been amended to recite that the selection of the threshold, during use, is from a plurality of different pre-set thresholds. It is respectfully submitted that Treu does not disclose even one pre-set threshold, much less a plurality of different pre-set thresholds.

In view of the above amendments and remarks, the Examiner is respectfully requested to reconsider and withdraw the rejection of claims 13, 15-16, 21 and 23-26 under 35 U.S.C. Section 103(a) as being unpatentable over Jackson, U.S. Patent No. 4,623,335 in view of Treu, U.S. Patent No. 5,630,935, as being inappropriate.

New Claim 27

New claim 27 has been presented above to combine the recitations of claim 13 (prior to the above amendment of claim 13) and claim 18. As claim 18 was only objected to in the Official Action of June 13, 2008, the Examiner is respectfully requested to indicate the allowance of claim 27 in the next Official Action.

Conclusion

Applicants submit that all of the claims are in condition for allowance, which action is requested. If the Examiner finds that a telephone conference would expedite the prosecution of this application, please telephone the undersigned at the number provided.

Atty Dkt. No.: GUID-134 (formerly 03-728)
USSN: 10/751,765

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-2653, order number GUID-134.

Respectfully submitted,

Date: October 15, 2008

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